

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

Civ. No. 2: 11-cv-00041-HCM

EASTMAN CHEMICAL RESINS, INC.

Defendant.

NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE

WHEREAS, the Parties to the above-captioned action have filed a Stipulation and Order between Plaintiff and Defendant Eastman Chemical Resins, Inc. (“Stipulation”) executed by the Parties and intended to resolve all claims in this matter;

WHEREAS, the Court entered the aforementioned Stipulation as an order of the Court on January 20, 2011;

WHEREAS, paragraph 10 of the Stipulation directed the United States to file a dismissal with prejudice after receipt of the full settlement amount paid by Defendant pursuant to the terms of the Stipulation;

WHEREAS, Defendant paid the full settlement amount in full compliance with the Stipulation and in accordance with instructions provided to Defendant by the Financial Litigation Unit of the U.S. Attorney’s Office;

WHEREAS, no other monies are due under the Stipulation;

WHEREAS, Defendant has yet to serve either an answer or a motion for summary judgment in this matter;

NOW THEREFORE, Plaintiff, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), files this Notice of Voluntary Dismissal with Prejudice, thereby dismissing with prejudice all claims in the above-captioned matter.

FOR PLAINTIFF THE UNITED STATES OF AMERICA:

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United States Attorney

Date: February 15, 2011

_____/s/_____
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CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of February, 2011, I will file the Notice of Voluntary Dismissal With Prejudice with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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The undersigned is not aware of any non-filing users in this action.

/s/

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